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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHARLES D. RIEL,

 Petitioner,

 v.

WARDEN, San Quentin State Prison,

 Respondent.

No. 2:01-cv-0507 MCE DB

DEATH PENALTY CASE

ORDER

On March 17, 2020 counsel for respondent filed a request seeking to modify the scheduling order, vacate the deposition deadline, and continue the hearing set for March 20, 2020 due to the COVID-19 virus. (ECF No. 594.) Good cause appearing the court will grant the request.

Respondent also indicated that the parties have discussed, but not come to a complete agreement, regarding the vacation of the April 24, 2020 deposition deadline. Because the parties are not in agreement the court declines to rule on modification of the deposition deadline at this time. The parties may file a stipulation or motion should they wish to vacate the pending deadline.

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1 Accordingly, IT IS HEREBY ORDERED that the March 20, 2020 motion hearing on
2 petitioner's motion to vacate the order granting respondent's request to depose petitioner (ECF
3 No. 590) is postponed to May 8, 2020 at 10:00 a.m. in courtroom # 27.

4 Dated: March 17, 2020

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7 DEBORAH BARNES
8 UNITED STATES MAGISTRATE JUDGE
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